GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Service – Marketing Department – Departmental Proceeding against Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) - Under Rule 200 of A.P(AP&LS) Market Rules, 1969 – Articles of Charges framed –Orders - Issued.

AGRICULTURE AND CO-OPERATION(VIG-II) DEPARTMENT

G.O.RT.No. 785 **Dated: 20-11-2016**
Read:

Memo No.4067/Vig.II(i)/2015-1, dated:20-11-2016.

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ORDER :

1. It is proposed to hold an enquiry against Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) in accordance with the procedure laid down in Rule 200 of Andhra Pradesh (AP&LS) Market Rules, 1969.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of Article of Charge (Annexure – I & II). A list of documents by which and a list of witnesses by whom the article of charge is proposed to be sustained are also enclosed (Annexure –III & IV).

3. Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) is directed to submit a written statement of his defense within 15 days of the receipt of this order.

4. Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) is further informed that an enquiry will be held only in respect of those articles of charges that are not admitted. He should, therefore, specifically admit or deny the article of charge.

5. Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) is further informed that if he does not submit his written statement of defense on or before the date specified in Para 3 above, further action will be proceeded based on the material available.

6. The attention of Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) is invited to Rule 24 of the A.P.C.S (Conduct) Rules, 1964 under which no Government servant shall bring or attempt to bring any political or out side influence to hear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension) is aware of such representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the A.P.C.S (Conduct) Rules, 1964.

7. The receipt of the charge memo may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B.RAJSEKHAR
SECRETARY TO GOVERNMENT

To
Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension)
Through the Commissioner & Director of Agricultural Marketing, A.P., Guntur.
The Commissioner & Director of Agricultural Marketing, A.P., Guntur.

Copy to:
The AG, AP., Guntur.
The Deputy Pay and Accounts Officer, Guntur.
The Agri & Coop (Marketing.I & II) Dept.
SF/SC.

//FORWARDED BY ORDER//

SECTION OFFICER

ANNEXURE.1

Statement of Article of Charges framed against Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension)

ARTICLE OF CHARGE

That Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru during the period from 01.04.2014 to 31.03.2015 and 09.04.2015 and worked as Supervisor, AMC, Koilakuntla(Now under suspension) has committed grave misconduct in discharge of his duties as In-charge of CCI Center at Atmakurur, AMC, Atmakurur, Kurnool District as indicated below by contravening the Circular instructions of C&DAM, issued vide No.MI&G/P11998/2014, dt: 07.11.2014:

(i) He willfully allowed middlemen / Brokers in the transactions in the guise of farmers to sold the cotton to the Cotton Corporation of India during the Minimum Support Price Operation for the year 2014-15.

(ii) He never physically verified the purchasing of cotton by CCI and simply generated takpatties as per information furnished by CCI and also has not collected passbook contract copy from farmers which is causing misused the Funds intended to Minimum Support Price on cotton for the farmers of A.P.

Thus Sri M. Srinivasulu, formerly Supervisor, by his above acts has failed to maintain absolute integrity, devotion to duty and conduct unbecoming of public servant by violating rule 3 of Andhra Pradesh Civil Services(Conduct) Rules, 1964.

ANNEXURE.II

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOUR IN SUPPORT OF ARTICLES OF FRAMED AGAINST SRI. M. SRINIVASULU, THE THEN SUPERVISOR , AGRICULTURAL MARKET COMMITTEE, ATMAKURU AND WORKED AS SUPERVISOR, AGRICULTURAL MARKET COMMITTEE, KOILAKUNTLA (NOW UNDER SUSPENSION) ARE PROPOSED TO BE SUSTAINEED.

Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru during the period from 01.04.2014 to 31.03.2015 and 09.04.2015 subsequently he worked as Supervisor, AMC, Koilakuntla(Now Under suspension) As In-charge of CCI center at Koilakuntla, AMC, Koilakuntla has committed following grave misconduct.

The Cotton Corporation of India (CCI) is the nodal agency for procurement of Cotton and conduct Minimum support prices operations of Cotton. When Cotton price fall below Minimum support price, CCI will tie up with the local Agricultural Market Committees for procurement of Cotton from formers. The

Minimum Support price of medium staple length and long staple length cotton fixed as Rs.3950 and Rs.4050 respectively during 2014-2015.

During the year 2014-2015 the cotton prices fell below MSP price fixed by the Government of India. Due to the above reason, the Commissioner and Agricultural Marking, A.P., had issued instructions to the field level officers/Secretaries of Agricultural Marketing Committees and others officers etc for operating Cotton MSP operations by Cotton Corporation of India in the Agricultural Market Yards vide Circular Memo No.MI&G/P11998/2014, d ated:7-11-2014.

Accordingly, the MSP operations of Cotton were taken up in the Market yard. In Jangareddygudem and Velurupadu Agricultural Marketing Committees 28051.81 Quintals of cotton with a price of Rs.3950/- and Rs.4050/- per quintal was procurd. The total amount incurred is Rs.1123.63 lakhs for the MSP operations in the aforesaid Market yards.

According to the guidelines of MSP Operations, the procurement had to take place directly from formers at Minimum Support Price and sale proceeds should be made furnish e-payment to the former bank accounts. However the said amount was gone to the middlemen / Brokers/ commission agents in guise of farmers.

According to MSP Operations that the amount which is intended to minimum support price of cotton has to go to the farmers. But the said amount was gone to the middlemen/Brokers/Commission agents in the guise of farmers. In the aforesaid market yard, the charged Officer willfully allowed brokers/Commission agents/Middlemen to sold their cotton to CCI without verifying the valid documents i.e Pattadar passbook/Pahanis or Certificate of Land holdings and also issued bonafide certificates to all those who came to procurement center of Agricultural Market Committee without proper verification, in the guise of farmers in collusion with middlemen/Commission agents/brokers and not even single Qtl of Cotton was purchased in Agricultural Market Committee premises, simply generated the takpatties based on the CCI officials information. As per the instructions issued vide Circular No.MI&G/P11998/2014, dated:07-11-2016.

The Charged Officer certified the middlemen/brokers/Commission agents as farmers instead of certifying the genuine farmers. Therefore Charged Officer has violated the said instructions issued by the Government/Commissioner of Marketing from time to time. It is also revealed that the Charged officer has failed to monitor the process of e-payments to the farmers in MSP Operations as per instructions issued vide Memo No.MI&G/11988/2014, dated:26-11-2014.

The actions of the Charged Officer caused wrongful loss to the Cotton Corporation of India and wrongful gain to the middlemen/brokers/commission agents. The very purpose of the operations of MSP initiated by the Government in the interest of welfare of farmers is defeated by the actions of the Charged Officer.

By the above acts, he has failed to maintain absolute integrity, devotion to duty and conduct unbecoming of the public servant and contravened rule 3 of APCS(Conduct) Rules, 1964. By his actions the charged officer rendered himself liable for disciplinary action. Hence the Charge.

ANNEXURE - III

List of documents on the basis of which the Article of Charges framed against Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension)

1. Circular .No. No. MI&G/P11998/2014, dt:07.11.2014 of C&DAM, Government of Andhra Pradesh, Hyderabad.
2. Memo No.MI&G/11988/2014, dated:26-11-2014.
3. Minutes of the meeting dated:5-12-2014 communicated vide Endorsement No.MI&G/11988/2012, dated:11-12-2014.
4. Vigilance Report.No.51(C.No.446/V&E/D1/2015) Dt.22.07.2016 of GA(V&E) Department

5.Lr.No.99/SMA/2015,Dt:4.07.2016 of ADM, Kurnool & Verification Officer.

6. File bearing No.128/2015 period of cotton transaction (16.03.2015 to 09.04.2015) of AMC, Atmakur, Kurnool District

ANNEXURE - IV

List of witness by whom by the Article of Charges framed against Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension)

1. Assistant Director of Marketing, Kurnool.
2. Investigation Officer of V&E Department

Secretary to Government

To

Sri. M. Srinivasulu, the then Supervisor , Agricultural Market Committee, Atmakuru and worked as Supervisor, Agricultural Market Committee, Koilakuntla (Now Under Suspension)